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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 UNITED STATES OF AMERICA,

7 Plaintiff,

8 v.

9 TRACEY BROWN,

10 Defendant.

Case No. 2:11-cr-0334-APG-GWF

**ORDER ACCEPTING MAGISTRATE
JUDGE'S FINDINGS AND
RECOMMENDATION ON MOTION TO
DISMISS**

11 On August 13, 2014, defendant Tracey Brown filed a motion to dismiss counts 1 through
12 4. (Dkt. #124.) After briefing and a hearing, on September 19, 2014 Magistrate Judge Foley
13 entered his Findings and Recommendation (Dkt. #133) recommending that the motion should be
14 denied. Brown filed an Objection to the Report and Recommendation. (Dkt. #134.)

15 Pursuant to Local Rule IB 3-2, I have conducted a *de novo* review of the motion, Findings
16 and Recommendation, and related papers. Judge Foley's Findings and Recommendation sets
17 forth the proper legal analysis and factual basis for the decision. I find no reason to overturn his
18 Findings and Recommendation. Accordingly,

19 **IT IS HEREBY ORDERED** that Magistrate Judge Foley's Findings and
20 Recommendation is accepted and approved in its entirety. Defendant's Motion to Dismiss (Dkt.
21 #124) is DENIED.

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23 Dated: November 6, 2014.



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25 ANDREW P. GORDON
26 UNITED STATES DISTRICT JUDGE
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